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D/B/A PENCOM

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

PENN ENGINEERING & MANUFACTURING CORP., and PEM MANAGEMENT, INC.,	) Case No. C07 04231 CRB
	)
	) STIPULATION TO CONTINUE CASE
	) MANAGEMENT CONFERENCE AND
	) [PROPOSED] ORDER
Plaintiffs,	)
v.	)
	)
PENINSULA COMPONENTS, INC.,	)
	)
Defendant.	)

On November 29, 2007, the Court granted the parties' request to continue the Case Management Conference in the above-referenced matter until January 18, 2008, to accommodate the parties' desire to seek resolution of the dispute between them. Counsel now report to the Court that the parties met December 17 and 18 at Defendant's place of business for a full and open discussion of the

1 disputed issues. The meeting resulted in the parties instructing counsel to draft a  
 2 Settlement Agreement ("Agreement") with the intention of resolving all disputed  
 3 issues without the Court's supervision. Counsel met and conferred on December  
 4 19, 2007, to begin work on the Agreement, which work continues.

5 Therefore, in the interest of judicial economy, the parties again come  
 6 before the Court to stipulate that the Case Management Conference scheduled  
 7 before Judge Charles R. Breyer should be continued to permit the necessary  
 8 negotiation of settlement terms. The Case Management scheduled on January 18,  
 9 2008, should be continued until 8:30 a.m. on February 1, 2008, or as soon  
 10 thereafter as is convenient for the Court.

11  
 12 Respectfully submitted,

13  
 14 Dated: January 3, 2008

/s/

15 Andrew J. Weill, State Bar No. 073093  
 16 BENJAMIN, WEILL & MAZER  
 17 A Professional Corporation  
 18 Attorneys for Defendant  
 19 PENINSULA COMPONENTS, INC.  
 20 D/B/A PENCOM

21  
 22 Dated: January 3, 2008

/s/

23 Rebecca A. Beynon (Pro Hac Vice)  
 24 KELLOGG, HUBER, HANSEN, TODD, EVANS &  
 25 FIGEL, P.L.L.C.  
 26 Attorneys for Plaintiffs  
 27 PENN ENGINEERING & MANUFACTURING  
 28 CORP., and PEM MANAGEMENT, INC.

**PROPOSED ORDER**

Pursuant to the foregoing Stipulation to Continue the Case Management Conference submitted by the parties, the captioned matter is hereby continued to February 1, 2008.

Dated: January \_\_, 2008

\_\_\_\_\_  
Honorable Charles R. Breyer

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**DECLARATION OF SERVICE**

*Penn Engineering & Manufacturing Corp, et al. v. Peninsula Components, Inc.*

C 07-04231 CRB

I, the undersigned, under penalty of perjury declare and say: I am over the age of 18 years and not a party to this action or proceeding. My business address is 235 Montgomery Street, Suite 760, San Francisco, CA 94104. On this date, I caused the following attached document(s) to be served:

**STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE AND  
[PROPOSED] ORDER**

to the addressee(s) shown below:

Rebecca A. Beynon  
Kevin B. Huff  
Kellogg, Huber, Hansen, Todd, Evans &  
Figel, PLLC  
1615 M Street, N.W., Suite 400  
Washington, DC 20036

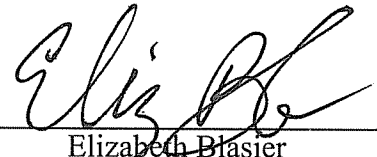
☒ **MAIL** -- I am readily familiar with the business practice for collection and processing of correspondence for mailing with the United States Postal Service; that the correspondence would be deposited with the United States Postal Service that same day in the ordinary course of business; the name and address of the person served as shown on the envelope, and the date and place of business where the correspondence was placed for deposit in the United States Postal Service; and that the envelope was sealed and placed for collection and mailing on that date following ordinary business practices.

☐ **PERSONAL SERVICE** -- Document(s) delivered by hand to the addressee.

☐ **FACSIMILE** -- By causing a copy of said document(s) to be transmitted by facsimile, as a courtesy only, to the telephone number listed adjacent to the name on this Proof of Service.

☐ **BY FEDERAL EXPRESS:** I caused such envelope to be delivered to Federal Express for overnight courier service to the office(s) of the addressee(s).

I declare under penalty of perjury that the foregoing is true and correct and that this Declaration was executed on January 4, 2008.

  
Elizabeth Blasier